

A federal statute allows "the Supreme Court, any justice thereof, the district courts and any circuit judge" to grant writs of habeas corpus "within their respective jurisdictions." 28 U.S.C. § 2241(a). A federal petition for a writ of habeas corpus made by a person in custody under the judgment and sentence of a state court is properly filed in either the district of confinement or the district of conviction. Id. § 2241(d). The district court where the petition is filed, however, may transfer the petition to the other district in the furtherance of justice. See id. Federal courts in California traditionally have chosen to hear petitions challenging a conviction or sentence in the district of conviction.

1 See Dannenberg v. Ingle, 831 F. Supp. 767, 767 (N.D. Cal. 1993);
2 Laue v. Nelson, 279 F. Supp. 265, 266 (N.D. Cal. 1968).

3 Here, Petitioner challenges a conviction and sentence incurred
4 in Pomona Superior Court in Los Angeles County, which is located in
5 the venue of the Central District of California. See 28 U.S.C.
6 § 84(c)(2). Accordingly, that is the proper venue for this action.

7 Pursuant to 28 U.S.C. § 1406(a) and Habeas L.R. 2254-3(b), and
8 in the interest of justice, the Clerk of the Court is ordered to
9 TRANSFER this action forthwith to the United States District Court
10 for the Central District of California.

11 IT IS SO ORDERED.

12 Dated: 9/13/2011

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14 CLAUDIA WILKEN
15 UNITED STATES DISTRICT JUDGE
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